

PATTERSON, THUENTE, SKAAR & CHRISTENSEN, P.A.

4800 IDS Center, 80 South Eighth Street
Minneapolis, Minnesota 55402-2100 USARECEIVED
CENTRAL FAX CENTER

FACSIMILE COVER SHEET

SEP 13 2004

TELEPHONE: (612) 349-5740

TOLL FREE: 1-800 331-4537

FACSIMILE: (612) 349-9266

TOTAL NUMBER OF PAGES BEING SENT (INCLUDING COVER SHEET): 3

☐ Original documents to follow by mail☒ No originals will be sent

DATE: September 13, 2004

TO: Examiner Mark Ruthkosky
Group Art Unit: 1745

FAX #: 703-872-9306

PHONE #: 703-305-0587

Application No.: 09/845,985
Applicant: CHALONER-GILL et al.
Due Date:

OUR REF.: 2950.20US01

FROM: Peter S. Dardi, Ph.D.
PHONE #: (612) 349-5746

Attached please find the following document for filing in the above-identified patent application:


- 1) Request for Continued Examination - 2 pgs

Sincerely,

Peter S. Dardi, Ph.D.
Reg. No. 39,650

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office, Fax No. 703-872-9306 on the date shown below thereby constituting filing of same.

September 13, 2004
Date
Peter S. Dardi

THIS FACSIMILE TRANSMISSION CONTAINS LEGALLY PRIVILEGED AND CONFIDENTIAL INFORMATION INTENDED FOR THE PARTY IDENTIFIED ABOVE. IF YOU HAVE RECEIVED THIS TRANSMISSION IN ERROR, PLEASE CALL PATTERSON, THUENTE, SKAAR & CHRISTENSEN COLLECT AT (612) 349-5740. DISTRIBUTION, REPRODUCTION OR ANY OTHER USE OF THIS TRANSMISSION BY ANY PARTY OTHER THAN THE INTENDED RECIPIENT IS STRICTLY PROHIBITED.

RECEIVED
CENTRAL FAX CENTER

SEP 13 2004

Customer No. 24113
Patterson, Thuente, Skaar & Christensen, P.A.
4800 IDS Center
80 South 8th Street
Minneapolis, Minnesota 55402-2100
Telephone: (612) 349-5740
Facsimile: (612) 349-9266

Attorney Docket No. 2950.20US01

REQUEST FOR CONTINUED EXAMINATION
(RCE) TRANSMITTAL

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of Application No. 09/845,985, filed April 30, 2001 for: PHOSPHATE POWDER COMPOSITIONS AND METHODS FOR FORMING PARTICLES WITH COMPLEX ANIONS, by: Chaloner-Gill et al.

1. Submission required under 37 C.F.R. § 1.114

a. ☒ Previously submitted

☒ Please enter in the present application the unentered Amendment under 37 C.F.R. § 1.116, with any attachments, filed on: April 12, 2004 in said prior application.

☐ Consider the arguments in the Appeal Brief or reply Brief previously filed on _____

☐ Other _____

b. ☐ Enclosed

☐ A Preliminary Amendment is enclosed. Claims added by this Amendment are properly numbered consecutively beginning with the number next following the highest numbered claim in the prior application.

☐ Affidavit(s)/Declaration(s)

☐ Information Disclosure Statement (IDS)

☐ Other _____

2. ☒ The filing fee is calculated below:

	Claims Remaining After Amendment	Highest No. Previously Paid For	Present Extra (Equals)	Small Entity Rate	Add'l Fee	OR	Large Entity Rate	Add'l Fee
Total	*	- [***]	=	x 9	\$		x 18	\$
Indep.	*	- [***]	=	x 43	\$		x 86	\$
RCE fee				+ 385	\$		+ 770	\$
Mult. Dep.			=	+ 145	\$		+ 290	\$
TOTAL					\$385.00	OR	TOTAL	\$

☐ First Presentation of Multiple Dependent Claim (MDC)

* If the entry in Column 1 is less than the entry in Column 2, write "0" in Column 3.

** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.

*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Column 1 of a prior Amendment or the number of claims originally filed.

RCE of U.S. Application No. 09/845,985
Filed April 30, 2001

3. [X] Please charge Deposit Account No. 16-0631 in the amount of \$385.00 (The RCE fee under 37 C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when the RCE is filed). The Commissioner is hereby authorized to grant any extensions of time and to charge any fees under 37 C.F.R. §§ 1.16 and 1.17 that may be required during the entire pendency of this application to Deposit Account No. 16-0631.

Respectfully submitted,



Peter S. Dardi, Ph.D.
Registration No. 39,650

Please grant any extension of time necessary for entry; charge any fee due to Deposit Account No. 16-0631.

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office, Fax No. 703-872-9306 on the date shown below thereby constituting filing of same.

September 13, 2004

Date



Peter S. Dardi